

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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BRIAN D. PETTIFORD,

Plaintiff,

-against-

THE CITY OF YONKERS, YONKERS POLICE  
OFFICER VINNIE DEVITO, YONKERS POLICE  
OFFICER ALEX DELLADONNA, YONKERS  
POLICE OFFICER PETER SCHWARTZ,  
YONKERS POLICE OFFICER DENNIS MOLINA  
#646, YONKERS POLICE OFFICER CHRISTIAN  
KOCH #699, ALL DEFENDANTS  
INDIVIDUALLY AND IN THEIR OFFICIAL  
CAPACITIES AS EMPLOYEES OF THE CITY OF  
YONKERS,

Defendants.

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**ORDER**

14 Civ. 6271 (JCM)

On November 15, 2022, the parties informed the Court that they have reached a settlement in the above-captioned matter. (Docket No. 238). Therefore, it is hereby


ORDERED, that this action be and hereby is discontinued with prejudice but without costs to any party; provided, however, that if settlement is not consummated within thirty (30) days of the date of this order, plaintiff may apply by letter within the thirty-day period for restoration of the action to the calendar of the undersigned, in which event the action will be restored.

To be clear, any application to reopen must be filed within thirty (30) days of this Order; any application to reopen filed thereafter may be denied solely on that basis.

The parties are advised that if they wish the Court to retain jurisdiction in this matter for purposes of enforcing any settlement agreement, they must submit the settlement agreement to the Court within thirty (30) days with a request that the agreement be "So Ordered" by the Court.

Dated: November 15, 2022  
White Plains, New York

**SO ORDERED:**

  
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JUDITH C. McCARTHY  
United States Magistrate Judge